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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Nicholas Nicolaides et al.

Serial No. 09/558,149

Filed: April 26, 2000



) Group Art Unit: 1632
)
)
)
) Atty. Dkt. No. 01107.00004

For: **METHOD FOR GENERATING HYPERMUTABLE ORGANISMS**

SUBMISSION OF DECLARATION

Assistant Commissioner for Patents
and Trademarks
Washington, D.C. 20231

Sir:

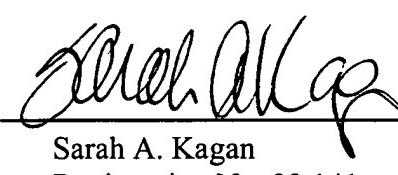
Attached is an executed Declaration for Patent Application in compliance with the Notice to File Missing Parts of Application (copy enclosed), mailed July 13, 2000. Accordingly, it is respectfully submitted that this application is entitled to a filing date of April 26, 2000, the date upon which the specification and drawings were received by the U.S. Patent and Trademark Office. A check covering the amount of \$65.00 is attached.

In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any difference to our Deposit Account No. 19-0733.

Respectfully submitted,

Date: August 3, 2000

By:



Sarah A. Kagan
Sarah A. Kagan
Registration No. 32,141

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JOINT DECLARATION FOR PATENT APPLICATION



As the below named inventor, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHOD FOR GENERATING HYPERMUTABLE ORGANISMS**, the specification of which

- is attached hereto.
 was filed on April 14, 1998, as Application Serial Number 09/059,461 and was amended on _____ (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. §119

Prior United States Application(s)

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Date of Filing (Day, Month, Year)	Status — Patented, Pending, Abandoned

And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys who are all members of the Bar of the District of Columbia, their registration numbers being listed after their names:

Donald W. Banner, Registration No. 17,037; Edward F. McKie, Jr., Registration No. 17,335; William W. Beckett, Registration No. 18,262; Dale H. Hoscheit, Registration No. 19,090; Joseph M. Potenza, Registration No. 28,175; Alan I. Cantor, Registration No. 28,163; James A. Niegowski, Registration No. 28,331; Joseph M. Skerpon, Registration No. 29,864; Thomas L. Peterson, Registration No. 30,969; Nina L. Medlock, Registration No. 29,673; William J. Fisher, Registration No. 32,133; Thomas H. Jackson, Registration No. 29,808; and Sarah A. Kagan, Registration No. 32,141.

All correspondence and telephone communications should be addressed to Banner & Witcoff, Ltd., Eleventh Floor, 1001 G Street, N.W., Washington, D.C. 20001-4597, telephone number (202) 508-9100, which is also the address and telephone number of each of the above listed attorneys.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date 6/3/98

Signature Nicholas

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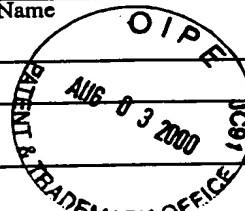
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